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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

MULTIVEN, INC., a Delaware Corporation,  
  
Plaintiff,  
  
v.  
  
CISCO SYSTEMS, INC., a California  
corporation,  
  
Defendant.

CASE NO. C08-CV-05391-JW

**STIPULATION AND [PROPOSED]  
ORDER EXTENDING DEFENDANT'S  
TIME TO RESPOND TO THE  
COMPLAINT AND MODIFYING THE  
DATE OF THE CASE MANAGEMENT  
CONFERENCE**

IT IS HEREBY STIPULATED, pursuant to Northern District of California Local Rules 6-1(a), 6-2, 7-12, and 16-2(e) by and between Plaintiff Multiven, Inc. and Defendant Cisco Systems, Inc., by and through their attorneys, as follows:

WHEREAS, Plaintiff Multiven, Inc. filed its Complaint on December 1, 2008;

WHEREAS, pursuant to Northern District of California Local Rule 6-1(a), Plaintiff Multiven, Inc. agrees that Defendant Cisco Systems, Inc. shall have until and including March 6, 2009 to move, answer, or otherwise respond to the complaint;

WHEREAS, the case management conference is presently set for March 30, 2009;

WHEREAS, the parties are presently scheduled to submit a Joint Case Management Statement on March 20, 2009;

1 WHEREAS, both parties agree that the case management conference should be continued to  
2 permit the parties to confer regarding the facts in this case;

3 WHEREAS, both parties agree that, pursuant to Northern District of California Local  
4 Rule 16-2(e), the case management conference shall be on or after May 4, 2009, or a date as soon  
5 thereafter as is convenient for the Court;

6 WHEREAS, both parties agree that, pursuant to Northern District of California Local  
7 Rule 16-2(e), the Joint Case Management Statement shall be due ten calendar days before the case  
8 management conference.

9 NOW, THEREFORE, the parties, by and through their counsel of record, stipulate that, if  
10 acceptable to the Court:

- 11 1. Defendant Cisco Systems, Inc. shall have until and including March 6, 2009 to move,  
12 answer, or otherwise respond to the complaint;
- 13 2. The case management conference shall be on or after May 4, 2009, as is convenient  
14 for the Court; and
- 15 3. The parties' Joint Case Management Statement shall be due ten calendar days before  
16 the case management conference.

17 IT IS SO STIPULATED.

18 DATED: December 24, 2008

GIBSON, DUNN & CRUTCHER LLP  
Robert E. Cooper  
George A. Nicoud III  
Lindsey E. Blenkhorn

21 By: /s/ George A. Nicoud III  
22 Attorneys for Defendant  
CISCO SYSTEMS, INC.

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1 DATED: December 24, 2008

2 BLECHER & COLLINS, P.C.  
3 Maxwell M. Blecher  
4 Donald R. Pepperman  
5 James Robert Noblin

6 By:                     /s/ Maxwell M. Blecher                      
7 Attorneys for Plaintiff  
8 MULTIVEN, INC.

9 **ORDER**

- 10 1. Defendant Cisco Systems, Inc. shall have until and including March 6, 2009 to move, answer, or  
11 otherwise respond to the complaint;  
12 2. The case management conference shall be on                     May 4                    , 2009 at           10:00 AM          ;  
13 3. The parties' Joint Case Management Statement shall be due ten calendar days before the case  
14 management conference.

15 PURSUANT TO STIPULATION, IT IS SO ORDERED.

16 Dated: December 29, 2008

17   
18 UNITED STATES DISTRICT JUDGE  
19 JUDGE JAMES WARE

## DECLARATION OF SERVICE

I, Elizabeth Sperry, declare as follows:

I am employed in the County of San Francisco, State of California; I am over the age of eighteen years and am not a party to this action; my business address is 555 Mission Street, Suite 3000, San Francisco, California 94105, in said County and State. On December 24, 2008, I served the within:

### STIPULATION AND [PROPOSED] ORDER EXTENDING DEFENDANT'S TIME TO RESPOND TO THE COMPLAINT AND MODIFYING THE DATE OF THE CASE MANAGEMENT CONFERENCE

### DECLARATION OF GEORGE A. NICLOUD III IN SUPPORT OF STIPULATION AND [PROPOSED] ORDER EXTENDING DEFENDANT'S TIME TO RESPOND TO THE COMPLAINT AND MODIFYING THE DATE OF THE CASE MANAGEMENT CONFERENCE

to all interested parties as follows:



**BY ECF (ELECTRONIC CASE FILING):** I e-filed the above-detailed documents utilizing the United States District Court, Northern District of California's mandated ECF (Electronic Case Filing) service on December 5, 2008. Counsel of record are required by the Court to be registered e-filers, and as such are automatically e-served with a copy of the documents upon confirmation of e-filing.



**BY ELECTRONIC MAIL:** On the above-mentioned date, I served a full and complete copy of the above-referenced document[s] by electronic mail to the person at the address indicated below.

James Robert Noblin  
Blecher & Collins, P.C.  
515 South Figueroa Street, Suite 1750  
Los Angeles, California 90017-3334  
Phone: 213-622-4222  
Fax: 213-689-1944  
Email: [mnoblin@blechercollins.com](mailto:mnoblin@blechercollins.com)

I certify under penalty of perjury that the foregoing is true and correct, that the foregoing document(s) were printed on recycled paper, and that this Declaration of Service was executed by me on December 24, 2008, at San Francisco, California.

/s:/ Elizabeth Sperry  
Elizabeth Sperry